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8 **UNITED STATES DISTRICT COURT**
9 **DISTRICT OF NEVADA**

10 UNITED NATIONAL INSURANCE
11 COMPANY, licensed to do business in the
12 State of Nevada,

13 Plaintiff,

14 vs.

15 ASSURANCE COMPANY OF AMERICA,
16 licensed to do business in the State of Nevada;
17 MARYLAND CASUALTY COMPANY,
18 licensed to do business in the State of Nevada,

19 Defendants.

20 ASSURANCE COMPANY OF AMERICA, and
21 MARYLAND CASUALTY COMPANY,

22 Counterclaimants,

23 vs.

24 UNITED NATIONAL INSURANCE
25 COMPANY, and NATIONAL FIRE &
26 MARINE INSURANCE COMPANY,

27 Counterdefendants.

28 ASSURANCE COMPANY OF AMERICA, and
MARYLAND CASUALTY COMPANY,

Third-Party Plaintiffs,

vs.

NATIONAL FIRE & MARINE INSURANCE
COMPANY,

Third-Party Defendant.

2:10-cv-01086 MMD-RJJ

**NOTICE OF WITHDRAWAL OF
MOTION TO COMPEL**

1 Defendants Assurance Company of America and Maryland Casualty Company
2 have agreed to produce a witness on December 12, 2012 in response to the deposition
3 notice served upon the defendants by United National on October 3, 2012. In addition,
4 Assurance Company of America and Maryland Casualty Company have produced the
5 documents that had been to topic of the parties' discovery dispute.


6 Because Defendants have agreed to produce the discovery that was to subject of
7 United National's Motion to Compel filed on October 17, 2012, United National hereby
8 withdraws that motion.

9 DATED this 6th day of November, 2012.

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11 **CHRISTIAN, KRAVITZ, DICHTER, JOHNSON**
12 **& SLUGA, L.L.C.**

13 By /s/ Gena L. Sluga
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21 **IT IS SO ORDERED.**

22 

23 **UNITED STATES MAGISTRATE JUDGE**

24 **DATED:** November 6, 2012

CERTIFICATE OF SERVICE

I hereby certify that on the 6th day of November, 2012, I electronically transmitted this document to the Clerk of U.S. District Court, District of Nevada, using the CM/ECF filing system and for transmittal of this Notice of Electronic Filing to the following CM/ECF registrants:

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/s/ Mary A. Kapalka